

July 7, 1999

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Dockets Management Branch
The Food and Drug Administration
Department of Health and Human Services, Rm. 1-23
12420 Parklawn Dr.
Rockville, MD 20857

Re: 99P-1340/CP 1
Petition to Have "Eternity eau de parfum" Misbranded

Dear Sir or Madam:

I am a smoker. When smoking, I try to be as considerate as possible. I don't smoke in the house or in many other indoor areas and I don't smoke around my family or friends. If someone asks me to put out my cigarette, I will. I know that tobacco smoke is harmful and that many people find it obnoxious.

People who wear perfume in public have a lot to learn. I can't tell you how many times I have gone to a restaurant and been unable to taste my food because of someone's heavy perfume. Or how many times my wife and I have gone to the movies and have changed our seats for the same reason. And just try suggesting to fragrance users that they take their fragrance "outside"--they will insist upon their right to pollute the air whenever and however they wish. Sometimes I wonder if they're not as addicted to the chemicals in perfumes as I am to my cigarettes.

People who wear perfume have no idea how toxic it is. It makes my wife really ill--sometimes for weeks at a time. Normally, she is active and interested in a lot of things, but if she gets a blast of someone's fragrance in the grocery store or at the park, she'll be sick with respiratory and sinus infections, mouth sores, and aching joints. Sometimes perfume makes her feel depressed and anxious or really tired and "spacey." Perfume even hurts her eyes and ears. There are a lot of things we used to enjoy that are now too hazardous, just because of other people's perfume. She can't even consider working outside our home unless she can find a "fragrance-free" job.

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I am writing because I fully support the above petition to have Eternity misbranded. Your agency should give it careful attention with regard to your own regulations 21CFR Sec. 740.1, 21CFR Sec. 740.2, and 21CFR Sec. 740.10. Regulation 21CFR Sec. 740.10 specifically states:

"Each ingredient used in a cosmetic product and each finished cosmetic product shall be adequately substantiated for safety prior to marketing. Any such ingredient or product whose safety is not adequately substantiated prior to marketing is misbranded unless it contains the following conspicuous statement on the principal display panel: "Warning--The safety of this product has not been determined."

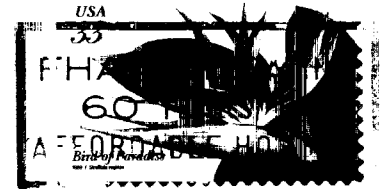
As the petition shows, "Eternity" contains toxic ingredients and ingredients whose safety have not been substantiated. There is no warning label on its packaging. This is a shameful and dangerous state of affairs and should be corrected immediately. Otherwise, people with serious health complaints will continue to be ignored.

Please act on behalf of the millions of people, like my wife, who can no longer lead a normal life thanks to the thoughtless and widespread public use of fragrances.

Sincerely,



Steve Bauer



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